

23 OCT 1974

MEMORANDUM FOR THE RECORD

SUBJECT: U.S. v. IBM

STATINTL

1. On 8 October, [ ] (DDI Security Officer) approved Mr. Warner's letter to Mr. Bernard V. Parrette, Deputy General Counsel of the Department of Commerce. This letter gives Commerce the authority to release to IBM copies of 22 of our classified documents. It specifically requires that the material is to be handled under the terms of the Protective Order.

STATINTL

2. During the course of this meeting, I briefed [ ] on the present status of the case, with particular reference to our quarrel with both Commerce and Justice over the unauthorized release of other classified Agency materials. In this connection, I showed him Warner's letters to Bakke, General Counsel, Department of Commerce, and to Kauper, Assistant Attorney General, Antitrust Division, Department of Justice.

STATINTL

3. [ ] is to determine if an Agency document entitled "Possible Side Benefits from Computer Export Planning Studies" dated March 29, 1973, can also be released. This document was identified to me by Anti-Truster Irvine during the course of his call on 3 October. It is presently in Commerce's files and would be an addition to the 22 documents referred to in Warner's letter to Parrette of 8 October.

STATINTL

[ ]

Associate General Counsel

cc: OGC